

DIVISION

Practitioner's Docket No. 37000-0101

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

☒ In re application of: **A. Burl Donaldson**
Application No.: **10 / 043,006** Group No.: **3747**
Filed: **Jan 8, 2002** Examiner: **D. Mohanty**
For: **Wetstacking Avoidance** in Internal Combustion Engines

☐ Patent*: Issued:

*NOTE: Insert name(s) of inventor(s) and title also for patent. Where request is with respect to a maintenance fee payment also insert application number and filing date and add Box M. Fee to address.

Commissioner for Patents and Trademarks
Washington, D.C. 20231

ATTENTION: Refund Section, Accounting Division, Office of Finance

**REQUEST FOR REFUND
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)**

I. REFUND REQUEST

This is a request for a refund, with respect to the charge to Deposit Account
134213, shown on the statement dated 08/2004, for the
above-identified

- ☒ application.
☐ patent.

(check the following, if desired, and supply copy of statement)

- ☒ A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8(a))

I hereby certify that this correspondence is, on the date shown below, being:

MAILING

☒ deposited with the United States Postal Service with sufficient postage as first class mail, in an envelope addressed to the Director, U.S. Patent & Trademark Office
Mail Stop 16
P. O. Box 1450
Alexandria, VA 22313-1450
Date: 11/4/04

FACSIMILE

☐ transmitted by facsimile to the Patent and Trademark Office.

Signature

Jeffrey D. Myers

(type or print name of person certifying)

(Request for Refund (Improper Charge of Credit Card Account) [19-4]—page 1 of 3)

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II. FEES CHARGED FOR WHICH REFUND REQUESTED

	AMOUNT OF REFUND REQUESTED
<input type="checkbox"/> Filing fee	_____
<input type="checkbox"/> Surcharge for filing the basic filing fee on a date later than the filing date of the application (37 C.F.R. § 1.16(e))	_____
<i>and/or</i>	
<input type="checkbox"/> Surcharge for filing the oath or declaration on a date later than the filing date of the application (37 C.F.R. § 1.16(e))	_____
<input type="checkbox"/> Extension of term	_____
<input type="checkbox"/> first month	_____
<input type="checkbox"/> second month	_____
<input type="checkbox"/> third month	_____
<input type="checkbox"/> fourth month	_____
<input type="checkbox"/> fifth month	_____
<input checked="" type="checkbox"/> Excess claims	\$72.00
<input type="checkbox"/> Issue fee	_____
<input type="checkbox"/> Petition fee	_____
<input type="checkbox"/> Patent maintenance fee	_____
<input type="checkbox"/> first maintenance fee	_____
<input type="checkbox"/> second maintenance fee	_____
<input type="checkbox"/> third maintenance fee	_____
<input type="checkbox"/> Patent maintenance fee surcharge	_____
<input type="checkbox"/> Other _____	_____
_____	_____
_____	_____
_____	_____
TOTAL REFUND REQUESTED	\$72.00

(Request for Refund (Improper Charge of Credit Card Account) [19-4]—page 2 of 3)

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III. EXPLANATION OF WHY CONTESTED CHARGE IS IN ERROR

In SN 10/043,006, the number of claims has not changed since the filing of the Second Preliminary Amendment on July 31, 2003, when claims 21 to 28 were added. At that time, we submitted check #013333 in the amount of \$72.00 for the claims fee.

On August 3, 2004, our Deposit Account fund was charged an additional \$72.00 for fee code 2202 – Claims in excess of twenty. There are still only 28 claims for this application; therefore, we request a refund of the \$72.00 charge to our Deposit Account.

IV. MANNER OF REFUND

Please make refund by

- ☒ crediting Account No. 134213
☐ crediting credit card as shown on the attached credit card information authorization form PTO-2038.

WARNING: Credit card information should not be included on this form as it may become public.

- ☐ refunding payment.

Reg. No.: 35,964

Tel. No.: (505) 998-1500

Customer No.: 005179


SIGNATURE OF PRACTITIONER

Jeffrey D. Myers
(type or print name of practitioner)

P. O. Box 26927
P.O. Address

Albuquerque, NM 87125-6927

(Request for Refund (Improper Charge of Credit Card Account) [19-4]—page 3 of 3)

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**United States
Patent and
Trademark Office**

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click on the
linking page

Deposit Account Statement

Requested Statement Month: August 2004
 Deposit Account Number: 134213
 Name: PEACOCK MYERS AND ADAMS, P.C.
 Attention: DEBORAH A. PEACOCK
 Address: P. O. BOX 26927
 City: ALBUQUERQUE
 State: NM
 Zip: 87125-6927

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
08/02	185	10836418	37000-EATON/CROPTHIN	8021	\$40.00	\$2,725.00
08/02	374	2250158	30676-1001	7205	\$100.00	\$2,625.00
08/02	375	2250158	30676-1001	7208	\$200.00	\$2,425.00
08/03	1	10043006	37000UTO101	2202	\$72.00	\$2,353.00
08/03	2	10043006	37000UTO101	1806	\$180.00	\$2,173.00
08/03	3	10043006	37000UTO101	2251	\$55.00	\$2,118.00
08/03	506	2247221	30921-1001	7205	\$100.00	\$2,018.00
08/03	507	2247221	30921-1001	7208	\$200.00	\$1,818.00
08/04	1	1874071	30642-1001	7205	-\$100.00	\$1,918.00
08/04	6	10056736	SD6053-US2	1201	\$258.00	\$1,660.00
08/04	29	10863427		9204	-\$63.00	\$1,723.00
08/04	29	E-REPLENISHMENT		9203	-\$1,200.00	\$2,923.00
08/04	248	78222730	31777-1001	7003	\$100.00	\$2,823.00
08/04	1197	78461714	30750-1001	7001	\$335.00	\$2,488.00
08/09	7	09992131	31049-1001	2202	\$117.00	\$2,371.00
08/09	84	10700864		9204	-\$394.00	\$2,765.00
08/11	199	78465102	31239-1001	7001	\$335.00	\$2,430.00
08/11	321	78465142	31908-1003	7001	\$335.00	\$2,095.00
08/13	108	10778647	31248-7-UT	8021	\$80.00	\$2,015.00
08/17	90	E-REPLENISHMENT		9203	-\$1,100.00	\$3,115.00
08/17	210	PCT/US04/26035	41543 PCT 0302	8007	\$20.00	\$3,095.00
08/19	543	76349086	31508-4701	7004	\$300.00	\$2,795.00
08/20	48	60586165	70025-9904	8021	\$40.00	\$2,755.00
08/23	46	10613756	30394-1097	8021	\$40.00	\$2,715.00
08/24	122	78471901	CASAWORKS - MICASA	7001	\$335.00	\$2,380.00
08/25	700	2271549	30642-1001	7205	\$100.00	\$2,280.00
08/25	701	2271549	30642-1001	7208	\$200.00	\$2,080.00
08/26	26	E-REPLENISHMENT		9203	-\$1,400.00	\$3,480.00
08/26	33	09572721	37000UT9906	8021	\$40.00	\$3,440.00
08/26	312	78292283	30817-1009-HEPASIL	7001	\$335.00	\$3,105.00
08/26	575	60567232	37000-0408	8021	\$40.00	\$3,065.00
08/26	590	6280484		8021	\$40.00	\$3,025.00
08/26	608	60554659	37000-0401	8021	\$40.00	\$2,985.00
08/26	620	10749295	70047-43	8021	\$40.00	\$2,945.00
08/27	370	10606487	31474-1001	8021	\$40.00	\$2,905.00

PEACOCK, MYERS & ADAMS, P.C.
OPERATING ACCOUNT
P.O. BOX 26927
ALBUQUERQUE, NM 87125

BANK OF ALBUQUERQUE
P O BOX 26146
ALBUQUERQUE, NM 87125-6148
660/1070

013333

7/31/2003

PAY TO THE ORDER OF Director of U. S. Patent & Trademark Ofc

\$ **72.00

Seventy-Two and 00/100*****

DOLLARS

Director of U. S. Patent & Trademark Ofc



AUTHORIZED SIGNATURE

MEMO

SNo. 10/043,006-Additional claims fee - NMSUT - 0101

⑈013333⑈ ⑆107006606⑆ 7827209855⑈

⑈0000007200⑈

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13-10-0001

08-05-2003

FOR CREDIT TO THE

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HP 603

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FIRST VIRGINIA BANK

C31

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060722081832 08-08-03 08 0139
0520-0027-8 FRB BALTIMO
ENT=3574 TRC=3703 PK=10

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PATENT APPLICATION

I hereby certify that this correspondence is being facsimile transmitted to the Director of the U.S. Patent and Trademark Office (Phone No. 703-608-7768) Alexandria, Virginia 22313, on July 13, 2004.


Jeffrey D. Myers, Reg. No. 35,864

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JUL 14 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: A. Burt Donaldson

Examiner: B. Mohanty

Serial No. 10/043,006

Group Art Unit: 3747

Filed: January 8, 2002

For: WETSTACKING AVOIDANCE IN
INTERNAL COMBUSTION ENGINESAMENDMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In response to the Office Action dated March 30, 2004, please amend the above-identified application as follows, consider the attached Rule 131 Declaration of Applicant, and consider the attached Supplemental Information Disclosure Statement:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 7 of this paper.

Adjustment date: 12/22/2004 SDIRETA1
08/03/2004 DPOLLARD 00000001 134213 10043006
01 FC:2202 72.00 CR